



Legal Division
Patents & Trademarks
D377/AP6A-1

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FACSIMILE COVER SHEET

DATE: March 31, 2004

TO: Attn: Examiner David Lukton
United States Patent & Trademark Office

FROM: Kalim S. Fuzail
Patents and Trademarks
D-0377, AP6A-1
Telephone: (847) 935-7835

PHONE NUMBER OF TELECOPY MACHINE: 703-872-9306

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MESSAGE:

Re: U.S. Patent Application No. 09/576,097
Our Ref.: 6499US02

Per your request, attached please find our Amendment dated February 3, 2004. We did send the Response within the time limit. Attached is the postcard certifying receipt by the PTO. Examiner Lukton ask it to be resent because he did not receive it and it may be lost at the PTO.

Thank you,
Kalim Fuzail

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6499.US.02

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February 3, 2003

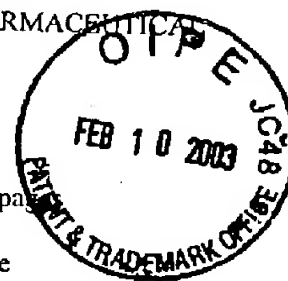
Patent Office Mail Room: Will you please affix the Patent Office Stamp and return this card to acknowledge receipt of the following documents:

Applicants: L. Alani, et al.
Serial No.: 09/576,097

Filing Date: May 22, 2000

Title: IMPROVED PHARMACEUTICAL
FORMULATIONS

1. Transmittal Letter
2. Amendment and Response with Marked-up Version, 32 pages
3. Associate Power of Attorney
4. Request for Three-Month Extension of Time, in duplicate
5. Return Receipt Postcard



All mailed to the Patent and Trademark Office by First Class Mail on February 3, 2003.

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FILE

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Alani, *et al.*

Serial No.: 09/576,097

Filed: May 22, 2000

For: IMPROVED PHARMACEUTICAL
FORMULATIONS

Case No.: 6499.US.02

Group Art No.: 1653

Examiner: D. Lukton

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the:

Commissioner for Patents
Washington, D.C. 20231, on:

Date of Deposit: February 3, 2003

Tanya Parent 2/3/03
Tanya Parent Date

Commissioner for Patents
Washington D.C. 20231

AMENDMENT AND RESPONSE

Dear Sir:

In response to the Office Action dated August 9, 2002, please amend the application as follows:

IN THE CLAIMS

Please amend the claims as follows:

1. (twice amended) A pharmaceutical composition comprising:
 - (a) solubilized (2S,3S,5S)-5-(N-(N-((N-methyl-N-((2-isopropyl-4-thiazolyl)-methyl)amino)carbonyl)-L-valinyl)amino-2-(N-((5-thiazolyl)methoxy-carbonyl)-amino)-1,6-diphenyl-3-hydroxyhexane (ritonavir) or a combination of solubilized (2S,3S,5S)-5-(N-(N-((N-methyl-N-((2-isopropyl-4-thiazolyl)-methyl)amino)carbonyl)-L-valinyl)amino-2-(N-((5-thiazolyl)methoxy-carbonyl)-amino)-1,6-diphenyl-3-hydroxyhexane (ritonavir) and another HIV protease inhibiting compound, or pharmaceutically acceptable salts thereof, in an amount of from about 1 to about 50 weight % of the composition;
 - (b) a pharmaceutically acceptable organic solvent which comprises a medium and/or long chain fatty acid or a mixture thereof in an amount of from about 40 to about 75 weight % of the

US 09/576,097
Amendment and Response
February 3, 2003